

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES-Sri M.Ranga Swamy, Superintendent & (8) others, Zilla Parishad, Kurnool (retired)- Payment of pensionary benefits- Delay- Interest on Death cum Retirement Gratuity-O.A.No.102 of 2005 filed - Sanction of payment of interest on Death cum Retirement Gratuity and recovery of the same from the Pension Sanction Authority- Orders- Issued.

PANCHAYATRAJ AND RURAL DEVELOPMENT (EST.V) DEPARTMENT.

G.O.Rt.No. 73

Dated: 16- 01-2009

Read the following: -

1. Chief Executive Officer, Zilla Parishad, Kurnool
Rc.No.H1/193/2005, dt. 22.1.2005, 29.3.2005, 20.12.2005 and 26.05.2006.
2. Commissioner, PR & RE Lr.No.718/CPR& RE/12/2005, dt. 20.01.2006.
3. Honorable AP Administrative Tribunal ,Order dt. 06/11/2006 in O.A.no.102/2005.

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ORDER:-

The Death cum Retirement Gratuity in respect of Sri M.Ranga Swamy, Superintendent and eight others (retired) of Zilla Parishad Kurnool District and other pensionary benefits were paid belatedly vide references first and second read above.

2. In the meantime, aggrieved by the delayed payment of Death cum Retirement Gratuity, Sri M. Ranga swamy, Superintendent and eight others (retired) of Z.P.,Kurnool District, filed O.A.No.102 of 2005 in the Honorable AP Administrative Tribunal.

3. The Honorable AP Administrative Tribunal in its order dt. 06.11.2006, in OA No.102 of 2005, ordered that the applicants are entitled for interest @12% per annum from the date of actual accrued of the pension to that of actual payment of pension and allowed the OA vide reference 3rd read above.

4. Government after careful examination of the matter, in the light of the orders dated 06.11.2006 of Honorable APAT in OA No.102 of 2005 filed by Sri M. Ranga Swamy, Superintendent and eight others (Retired) of Z.P., Kurnool District, observe that as per Circular Memo. No.16077/135/A2/Pen.I/2004, dated 20.2.2006, interest shall be allowed on delayed payment of retirement gratuity . The rate of interest is 4.5% per annum for the period beyond 3 months and up to one year and 5% per annum beyond one year after the gratuity becomes due and payable till the end of the month preceding the month in which the payment is actually made. As per Executive Instruction (iv) under Rule 45 of Revised Pension Rules, 1980 " **the amount of interest paid on pension shall be recovered from the pension sanctioning authority**".

5. Government after careful examination of the report of the Chief Executive Officer, Zilla Parishad, Kurnool and the Commissioner, PR & RE and in the light of the order of the Hon'ble AP Administrative Tribunal dated 06.11.2006 in O.A.No. 102 of 21005 and after taking into consideration the above said observations hereby decide and order that interest on delayed payment of Death cum Retirement Gratuity be paid to Sri M. Ranga Swamy, Superintendent and eight others (Retired) of Z.P., Kurnool District, as per the instructions issued in Circular Memo. No.16077/135/A2/Pen.I/2004, Finance Department, dated 20.2.2006 and the same shall be recovered from the Pension Sanction authority.

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6. This order issues with the concurrence of Finance (Pen.II) Department, vide their U.O.No. 32270/249/A1/Pen.II/08, dated 24.12.2008.

7. The Commissioner, PR & RE/ Chief Executive Officer , Zilla Parishad, Kurnool shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

CHITRA RAMACHANDRAN
SECRETARY TO GOVERNMENT.

To

The Commissioner, PR & RE, Hyderabad

The Chief Executive Officer, Zilla Parishad, Kurnool.

The individuals through Chief Executive Officer, Zilla Parishad, Kurnool

Copy to:-

Govt. Pleader for PR, APAT. With a request to apprise the position to Hon'ble
Andhra Pradesh Administrative Tribunal /

The Finance (Pen.II) Department

The P.S. to Minister for PR / Secretary, PR Department

S.F./S.Cs.

// FORWARDED BY ORDER//

SECTION OFFICER.